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MAY 11 2012	
CLERK US DISTRICT COURT	
DISTRICT OF NEVADA	
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6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**  
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9 THEODORE STEVENS,  
10 Petitioner,  
11 vs.  
12 ROBERT LE GRAND, et al.,  
13 Respondents.  
14

Case No. 3:12-CV-00081-RCJ-(WGC)

**ORDER**

15 Petitioner, who is a prisoner at the Lovelock Correctional Center, has submitted an  
16 application to proceed in forma pauperis (#1) and a petition for a writ of habeas corpus pursuant to  
17 28 U.S.C. § 2254. The clerk finds that petitioner is unable to pay the filing fee. The court has  
18 reviewed the petition pursuant to Rule 4 of the Rules Governing Section 2254 Cases in the United  
19 States District Courts. In count 1 is a request that the court appoint counsel. Petitioner is unable to  
20 afford counsel, and the issues presented warrant the appointment of counsel. See 18 U.S.C.  
21 § 3006A(a)(2)(B).

22 IT IS THEREFORE ORDERED that the application to proceed in forma pauperis (#1) is  
23 **GRANTED**. Petitioner need not pay the filing fee of five dollars (\$5.00).

24 IT IS FURTHER ORDERED that the clerk of the court shall file the petition for a writ of  
25 habeas corpus pursuant to 28 U.S.C. § 2254.

26 IT IS FURTHER ORDERED that the Federal Public Defender is provisionally appointed to  
27 represent petitioner.  
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1           IT IS FURTHER ORDERED that the Federal Public Defender shall have thirty (30) days  
2 from the date that this order is entered to undertake direct representation of petitioner or to indicate  
3 to the court his inability to represent petitioner in these proceedings. If the Federal Public Defender  
4 does undertake representation of petitioner, he shall then have sixty (60) days to file an amended  
5 petition for a writ of habeas corpus. If the Federal Public Defender is unable to represent petitioner,  
6 then the court shall appoint alternate counsel.

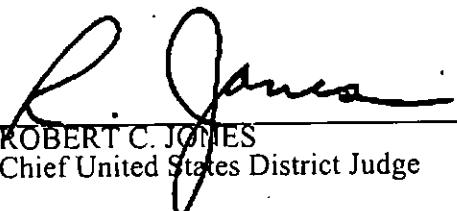
7           IT IS FURTHER ORDERED that the clerk shall add Catherine Cortez Masto, Attorney  
8 General for the State of Nevada, as counsel for respondents.

9           IT IS FURTHER ORDERED that the clerk shall electronically serve both the Attorney  
10 General of the State of Nevada and the Federal Public Defender a copy of the petition and a copy of  
11 this order.

12           IT IS FURTHER ORDERED that respondents' counsel shall enter a notice of appearance  
13 herein within twenty (20) days of entry of this order, but no further response shall be required from  
14 respondents until further order of the court.

15           IT IS FURTHER ORDERED that any exhibits filed by the parties shall be filed with a  
16 separate index of exhibits identifying the exhibits by number or letter. The CM/ECF attachments  
17 that are filed further shall be identified by the number or numbers (or letter or letters) of the exhibits  
18 in the attachment. The hard copy of any additional state court record exhibits shall be  
19 forwarded—for this case—to the staff attorneys in Las Vegas.

20           Dated: May 11, 2012

  
ROBERT C. JONES  
Chief United States District Judge

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